

**HAWAII STATE**

**HOUSE OF REPRESENTATIVES**

**REGULAR SESSION OF 2015**

***MINI JOURNAL***

***FLOOR REMARKS TO BE INSERTED***

**THIRTY-SEVENTH DAY**

**MARCH 30, 2015**

**OFFICE OF THE CHIEF CLERK**

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## THIRTY-SEVENTH DAY

Monday, March 30, 2015

The House of Representatives of the Twenty-Eighth Legislature of the State of Hawaii, Regular Session of 2015, convened at 12:09 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Ms. Lynn Finnegan of the Hawaii Public Charter Schools Network, after which the Roll was called showing all Members present with the exception of Representatives DeCoite and Lowen, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Sixth Day was deferred.

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 377 through 380) were received and announced by the Clerk:

Sen. Com. No. 377, transmitting H.B. No. 179, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PERMANENT ABSENTEE BALLOTS," which passed Third Reading in the Senate on March 27, 2015.

Sen. Com. No. 378, transmitting H.B. No. 947, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RECORDS OF FORENSIC EXAMINATIONS," which passed Third Reading in the Senate on March 27, 2015.

Sen. Com. No. 379, transmitting H.B. No. 1410, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE YOUTH CONSERVATION CORPS," which passed Third Reading in the Senate on March 27, 2015.

Sen. Com. No. 380, transmitting S.C.R. No. 30, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO SUPPORT THE KIDS' SAVINGS PROJECT," which was adopted by the Senate on March 27, 2015.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Evans and carried: (Representatives DeCoite and Lowen were excused.)

H.B. No. 179, HD 1, (SD 1)  
H.B. No. 947, (SD 1)  
H.B. No. 1410, HD 1, (SD 1)

## ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS  
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 173) was announced by the Clerk and the following action taken:

H.R. No. 173, entitled: "HOUSE RESOLUTION CONGRATULATING THE FARRINGTON HIGH SCHOOL VARSITY BASKETBALL TEAM FOR WINNING THE 2015 OIA CHAMPIONSHIP," was jointly offered by Representatives Mizuno, Cachola and Rhoads.

Representative Rhoads moved that H.R. No. 173 be adopted, seconded by Representative Cachola.

Representative Rhoads recognized the dedicated support and mentorship of the coaches of the Farrington High School Basketball team, commended them on their championship, and introduced the following honorees:

Mr. Alan Silva, Head Coach, who was seated on the Floor of the House;

Mr. Len Scaduto, Assistant Head Coach, who was seated on the Floor of the House;  
Mr. Stanford Puahi, Assistant Coach, who was seated in the gallery; and  
Mr. Mark Dudalao, Assistant Coach, who was seated in the gallery.

Representative Cachola congratulated and introduced the following OIA champions:

Keola Kealoha, Tua Unutoa, Jake Smith, Bryce Tatupu-Leopoldo and Ranan Mamiya, who were seated on the Floor of the House; and

Nicholle Selga, Paul Madamba, Makana Correia, Jay-ar Sebastian, Bernard Dela Cruz, Kapono Kakalia, Montana Liana, Allan Duldulao, Lenin John Gonzales, Hezekiah Iaea and Julian Higashi, who were seated in the gallery.

Representative Ward recognized Mr. Silva as a good coach and rotarian of the Waikiki Rotary Club.

The motion was put to vote by the Chair and carried, and H.R. No. 173 was adopted, with Representatives DeCoite and Lowen being excused.

The following resolution (H.R. No. 172) was announced by the Clerk and the following action taken:

H.R. No. 172, entitled: "HOUSE RESOLUTION ACKNOWLEDGING THE CONTRIBUTIONS AND SACRIFICES OF THE YOUNG MEN OF HAWAII, HUI PANALA'AU, WHO SERVED AS COLONISTS ON BEHALF OF THE UNITED STATES IN THE FEDERAL OCCUPATION OF THE ISLANDS OF HOWLAND, BAKER, JARVIS, CANTON, AND ENDERBURY FROM 1935 THROUGH 1942, FACILITATING THE UNITED STATES CLAIM OF JURISDICTION OVER SUCH ISLANDS," was jointly offered by Representatives Ing and Saiki.

Representative Ing moved that H.R. No. 172 be adopted, seconded by Representative Pouha.

Representative Ing recognized and commended the endeavors, sacrifices and contributions of Hui Panala'au for their sacrifices to colonize the islands of Howland, Baker and Jarvis, and introduced honorees seated on the Floor of the House:

Mr. Paul Phillips, 22nd Expedition, Jarvis Island;  
Mr. Gordon Piianaia, representing his father, Mr. Abraham Piianaia, 1st Expedition, Baker Island;  
Ms. Noelle Kahanu, Co-Director of the documentary, Under a Jarvis Moon, representing her grandfather, Mr. George Kahanu, Sr., 5th Expedition, Jarvis Island; and  
Ms. Heather Giugni, Co-Director of the documentary, Under the Jarvis Moon.

Representative Pouha recognized the contributions of Hui Panala'au, and introduced the final honoree seated on the Floor of the House:

Brigadier General Irwin Cockett, Chairman Emeritus, Pacific American Foundation Board of Directors.

Representative Pouha also recognized guests who were seated in the gallery:

Ms. Jean Matsuo, aunt of Ms. Noelle Kahanu;  
Mr. Mike Rawlins, Pacific American Foundation; and  
Mr. Al Pauole, Pacific American Foundation.

The motion was put to vote by the Chair and carried, and H.R. No. 172 was adopted, with Representatives DeCoite and Lowen being excused.

At 12:35 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:47 o'clock p.m.

### REPORTS OF STANDING COMMITTEES

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1234), recommending that H.R. No. 69, as amended in HD 1, be referred jointly to the Committee on Education and the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 69, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU, IN CONSULTATION WITH THE DEPARTMENT OF EDUCATION AND UNIVERSITY OF HAWAII AT MANOA COLLEGE OF EDUCATION, TO PREPARE A STUDY THAT EXAMINES AND PROVIDES RECOMMENDATIONS ON IMPROVING THE RETENTION OF TEACHERS WITHIN THE DEPARTMENT OF EDUCATION," was referred jointly to the Committee on Education and the Committee on Higher Education, with Representatives DeCoite and Lowen being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1235), recommending that H.C.R. No. 116, as amended in HD 1, be referred jointly to the Committee on Education and the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 116, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU, IN CONSULTATION WITH THE DEPARTMENT OF EDUCATION AND UNIVERSITY OF HAWAII AT MANOA COLLEGE OF EDUCATION, TO PREPARE A STUDY THAT EXAMINES AND PROVIDES RECOMMENDATIONS ON IMPROVING THE RETENTION OF TEACHERS WITHIN THE DEPARTMENT OF EDUCATION," was referred jointly to the Committee on Education and the Committee on Higher Education, with Representatives DeCoite and Lowen being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1236), recommending that H.R. No. 99 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 99, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO EXAMINE IF AND HOW OTHER STATES REGULATE TOUR OPERATORS WITHIN THEIR JURISDICTION," was referred to the Committee on Consumer Protection & Commerce, with Representatives DeCoite and Lowen being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1237), recommending that H.C.R. No. 162 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 162, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO EXAMINE IF AND HOW OTHER STATES REGULATE TOUR OPERATORS WITHIN THEIR JURISDICTION," was referred to the Committee on Consumer Protection & Commerce, with Representatives DeCoite and Lowen being excused.

Representative Morikawa, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1238), recommending that H.R. No. 12 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 12, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII

ACCESS TO JUSTICE COMMISSION TO ASSEMBLE VARIOUS STATE AND COMMUNITY ENTITIES TO DETERMINE WHICH AGENCY OR ORGANIZATION SHOULD ADMINISTER FUNDING FOR CIVIL LEGAL SERVICES TO THE LOW- AND MODERATE-INCOME," was referred to the Committee on Judiciary, with Representatives DeCoite and Lowen being excused.

Representative Morikawa, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1239), recommending that H.C.R. No. 30 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 30, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII ACCESS TO JUSTICE COMMISSION TO ASSEMBLE VARIOUS STATE AND COMMUNITY ENTITIES TO DETERMINE WHICH AGENCY OR ORGANIZATION SHOULD ADMINISTER FUNDING FOR CIVIL LEGAL SERVICES TO THE LOW- AND MODERATE-INCOME," was referred to the Committee on Judiciary, with Representatives DeCoite and Lowen being excused.

Representative Morikawa, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1240), recommending that H.C.R. No. 22, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 22, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INTERAGENCY COUNCIL ON HOMELESSNESS TO CONVENE A WORKING GROUP TO DETERMINE THE BEST PRACTICES FOR COLLECTING, STORING, AND SHARING DATA ON HOMELESS YOUTH," was referred to the Committee on Finance, with Representatives DeCoite and Lowen being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1241), recommending that H.R. No. 19 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 19, entitled: "HOUSE RESOLUTION REQUESTING THE STATE DEPARTMENT OF DEFENSE TO ESTABLISH AND FUND A VETERAN WOMEN SERVICES COORDINATOR POSITION WITHIN THE OFFICE OF VETERANS' SERVICES," was referred to the Committee on Judiciary, with Representatives DeCoite and Lowen being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1242), recommending that H.C.R. No. 45 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 45, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF DEFENSE TO ESTABLISH AND FUND A VETERAN WOMEN SERVICES COORDINATOR POSITION WITHIN THE OFFICE OF VETERANS' SERVICES," was referred to the Committee on Judiciary, with Representatives DeCoite and Lowen being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1243), recommending that H.R. No. 126 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 126, entitled: "HOUSE RESOLUTION COMMENDING THE JAPANESE WOMEN'S SOCIETY FOUNDATION FOR CREATING THE "ADOPT-

A-MOM" PROGRAM AND ENCOURAGING ALL FAMILIES AND AGENCIES WORKING WITH THE ELDERLY OF HAWAII TO PLACE "ADOPT-A-MOM" DAY ON THEIR CALENDARS, AS THE THIRD SUNDAY OF MAY, IN OBSERVANCE OF THE ELDERLY WOMEN OF HAWAII WHO DESERVE TO BE CHERISHED AND APPRECIATED FOR THE INVALUABLE ROLE THEY PLAY AS THE MOTHERS OF OUR KEIKI O KA AINA," was referred to the Committee on Finance, with Representatives DeCoite and Lowen being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1244), recommending that H.C.R. No. 191 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 191, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING THE JAPANESE WOMEN'S SOCIETY FOUNDATION FOR CREATING THE "ADOPT-A-MOM" PROGRAM AND ENCOURAGING ALL FAMILIES AND AGENCIES WORKING WITH THE ELDERLY OF HAWAII TO PLACE "ADOPT-A-MOM" DAY ON THEIR CALENDARS, AS THE THIRD SUNDAY OF MAY, IN OBSERVANCE OF THE ELDERLY WOMEN OF HAWAII WHO DESERVE TO BE CHERISHED AND APPRECIATED FOR THE INVALUABLE ROLE THEY PLAY AS THE MOTHERS OF OUR KEIKI O KA AINA," was referred to the Committee on Finance, with Representatives DeCoite and Lowen being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1245), recommending that H.R. No. 41 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 41, entitled: "HOUSE RESOLUTION EXPRESSING ALOHA AND SOLIDARITY WITH THE PEOPLE OF FRANCE," was referred to the Committee on Finance, with Representatives DeCoite and Lowen being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1246), recommending that H.C.R. No. 77 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 77, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING ALOHA AND SOLIDARITY WITH THE PEOPLE OF FRANCE," was referred to the Committee on Finance, with Representatives DeCoite and Lowen being excused.

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1247), recommending that H.C.R. No. 66 be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 66, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN EMPHASIS ON COLLABORATION, OPENNESS, AND STRENGTHENING OF THE LONG TERM RELATIONSHIP BETWEEN THE STATE AND UNITED STATES NAVY IN ADDRESSING AND RESOLVING ISSUES RELATING TO THE LEAKAGE OF FUEL FROM THE NAVY'S RED HILL UNDERGROUND FUEL STORAGE FACILITY," was referred to the Committee on Health, with Representatives DeCoite and Lowen being excused.

Representative Kawakami, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1248),

recommending that H.C.R. No. 189, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 189, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BROADBAND ASSISTANCE ADVISORY COUNCIL TO CREATE A MASTER PLAN OF PROVIDING UNIVERSAL HIGH SPEED BROADBAND ACCESS IN RESORT AREAS AND OTHER AREAS OF IMPORTANCE THROUGHOUT HAWAII, INCLUDING BUT NOT LIMITED TO HONOLULU INTERNATIONAL AIRPORT AND HAWAII PUBLIC SCHOOLS," was referred to the Committee on Consumer Protection & Commerce, with Representatives DeCoite and Lowen being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1249), recommending that H.R. No. 70 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 70, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO REVIEW WHETHER THE STUDENT REPRESENTATIVE TO THE BOARD SHOULD BE GIVEN VOTING RIGHTS," was referred to the Committee on Judiciary, with Representatives DeCoite and Lowen being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1250), recommending that H.C.R. No. 117 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 117, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO REVIEW WHETHER THE STUDENT REPRESENTATIVE TO THE BOARD SHOULD BE GIVEN VOTING RIGHTS," was referred to the Committee on Judiciary, with Representatives DeCoite and Lowen being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1251), recommending that H.C.R. No. 81 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 81, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO CONSIDER OFFERING CREDIT TOWARD SALARY FOR CERTAIN PRACTICAL EXPERIENCE WHEN HIRING TEACHERS FOR SHORTAGE AREAS IDENTIFIED BY THE DEPARTMENT," was referred to the Committee on Finance, with Representatives DeCoite and Lowen being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1252), recommending that H.C.R. No. 138 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 138, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO EXAMINE ALL POSSIBILITIES TO ENABLE STUDENT ATHLETIC TEAMS TO RUN AND TRAIN OFF CAMPUS," was referred to the Committee on Judiciary, with Representatives DeCoite and Lowen being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1253), recommending that H.C.R. No. 120 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 120, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN UPDATE OF THE STATE HOUSING FUNCTIONAL PLAN," was

referred to the Committee on Finance, with Representatives DeCoite and Lowen being excused.

163 Committee on Finance

Representative Takumi, for the Committee on Education, presented two reports:

(Stand. Com. Rep. No. 1254) recommending that H.R. No. 157 be adopted; and

(Stand. Com. Rep. No. 1255) recommending that H.C.R. No. 224 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 157; and H.C.R. No. 224 be adopted, seconded by Representative Evans.

REMARKS DELIVERED: Rep. Say

TO BE INSERTED: Rep. Say  
(Submit by Thursday, April 2)

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted, and H.R. No. 157, entitled: "HOUSE RESOLUTION NAMING THE NEW WAIMANALO ELEMENTARY AND INTERMEDIATE SCHOOL BUILDING IN HONOR OF AL LEWIS," was adopted, with Representatives DeCoite and Lowen being excused; and

H.C.R. No. 224, entitled: "HOUSE CONCURRENT RESOLUTION NAMING THE NEW WAIMANALO ELEMENTARY AND INTERMEDIATE SCHOOL BUILDING IN HONOR OF AL LEWIS," was adopted, with Representatives DeCoite and Lowen being excused.

#### ANNOUNCEMENTS

REMARKS DELIVERED: Rep. Ward  
Rep. Matsumoto  
Vice Speaker Mizuno

#### COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

##### S.C.R.

##### Nos.      Referred to:

18,      Committee on Judiciary  
SD1

28      Committee on Judiciary

30      Committee on Education, then to the Committee on Finance

#### COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

##### H.R.

##### Nos.      Re-referred to:

90      Committee on Energy & Environmental Protection, then to the  
Committee on Finance

100      Committee on Finance

##### H.C.R.

##### No.      Re-referred to:

#### ADJOURNMENT

At 12:53 o'clock p.m., on motion by Representative Evans, seconded by Representative Tupola and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, March 31, 2015. (Representatives DeCoite and Lowen were excused.)

#### HOUSE COMMUNICATIONS

House Communication dated March 27, 2015, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measure:

H.B. No. 952, HD 2, SD 1

House Communication dated March 30, 2015, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 179, HD 1, SD 1

H.B. No. 947, SD 1

H.B. No. 1410, HD 1, SD 1